

**BROOKS, PIERCE, McLENDON, HUMPHREY & LEONARD, L.L.P.**

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RALEIGH, NORTH CAROLINA

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February 7, 1997

**BY HAND-DELIVERY**

Mr. William F. Caton  
Acting Secretary  
Federal Communications Commission  
1919 M Street, N.W., Stop Code - 1170  
Washington, D.C. 20554

Re: **MM Docket No. 91-221; MM Docket No. 94-150**  
**Comments of Bahakel Communications**

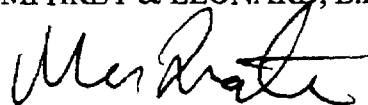
Dear Mr. Caton:

Transmitted herewith for filing on behalf of Bahakel Communications, Charlotte, North Carolina, are an original and four (4) copies of Comments of Bahakel Communications in the above-referenced proceeding.

If any questions should arise in connection with your consideration of this matter, please contact this office.

Sincerely,

BROOKS, PIERCE, McLENDON,  
HUMPHREY & LEONARD, L.L.P.



Marcus W. Trathen  
Counsel to Bahakel Communications

Enclosures

cc: Beverly Bahakel Poston (w/encl.)

**Before the  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

In the Matter of	)	
	)	
Review of the Commission's	)	MM Docket No. 91-221
Regulations Governing	)	
Television Broadcasting	)	
	)	MM Docket No. 94-150
Review of the Commission's	)	
Regulations Governing Attribution	)	
of Broadcast and Cable/MDS Interests	)	

**COMMENTS OF BAHAKEL COMMUNICATIONS**

Bahakel Communications ("Bahakel") submits these Comments in response to the Commission's request for comments in the above-referenced proceedings.<sup>1</sup> In support thereof, Bahakel respectfully states as follows:

Bahakel is a privately-owned group operator, through subsidiaries or affiliates, of eight television broadcast stations, including WCCB(TV), Charlotte, North Carolina; WOLO(TV), Columbia, South Carolina; WAKA(TV), Selma, Alabama; WBBJ(TV), Jackson, Tennessee; WRSP(TV), Springfield, Illinois; WCCU(TV), Urbana-Champaign, Illinois; WABG(TV), Greenwood, Mississippi; and WBAK(TV), Terre Haute, Indiana.

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<sup>1</sup> *Notice of Proposed Rule Making*, MM Docket No. 91-221, FCC 96-437 (Released: November 7, 1996) ("National TV Notice"); *Second Further Notice of Proposed Rule Making*, MM Docket No. 91-221 (Released: November 7, 1996) ("Local TV Second Further Notice"); and *Further Notice of Proposed Rule Making*, MM Docket No. 94-150, FCC 96-436 (Released: November 7, 1996) ("Attribution Further Notice").

Bahakel submits these Comments in order to oppose any proposals to liberalize the television duopoly rule and to support the Commission's proposal to treat television LMAs as "attributable" ownership interests.

Bahakel believes that the existing television duopoly restrictions should be maintained. The accumulation of market power in local markets is not a positive force in the television industry.

Bahakel supports the Commission's proposal to treat television LMAs as attributable for purposes of the Commission's television ownership rules. Currently, by utilizing LMAs, television broadcasters can effectively control and program two stations in the same market. This concentration of market power is unfair to those who comply with the Rules by controlling and owning only one station in a market. Ultimately, the current LMA rule, without an attribution requirement, undercuts the local market ownership limits.

### CONCLUSION

For the reasons described above, Bahakel opposes the Commission's proposals to liberalize the duopoly rule and supports the Commission's proposal to tighten the LMA rules.

Bahakel anticipates filing more extensive comments in reply to the comments of other parties in this proceeding.

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02/07/97 FRI 16:12 FAX 9197430225  
FEB-07-1997 11:58 FROM  
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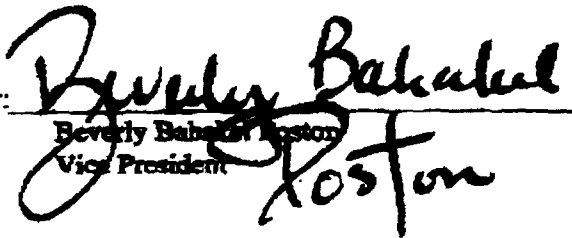
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Respectfully submitted,

BAHAKEI COMMUNICATIONS

By:   
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February 6, 1997